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9 *Irico Display Devices Co., Ltd.*

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13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**  
15 **OAKLAND DIVISION**

16 IN RE: CATHODE RAY TUBE (CRT)  
17 ANTITRUST LITIGATION

Master File No. 07-CV-5944-JST

MDL No. 1917

18 This Document Relates to:

19 *ALL DIRECT PURCHASER ACTIONS*

20 *ALL INDIRECT PURCHASER ACTIONS*

**DECLARATION OF THOMAS E. CARTER  
IN SUPPORT OF IRICO DEFENDANTS'  
OBJECTIONS TO SPECIAL MASTER'S  
REPORT AND RECOMMENDATION OF  
JANUARY 31, 2024**

21 Judge: Honorable Jon S. Tigar  
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1 I, Thomas E. Carter, declare as follows:

2 1. I am a member of the bar of the District of Columbia and admitted to practice before  
3 this Court *pro hac vice*. I am an attorney with Baker Botts L.L.P., which represents Defendants  
4 Irico Group Corporation (“Irico Group”) and Irico Display Devices Co., Ltd. (“Irico Display,”  
5 collectively, “Irico” or the “Irico Defendants”) in this action. I make this Declaration in support of  
6 Irico Defendants’ Objections to Special Master’s Report and Recommendation of January 31,  
7 2024. If called as a witness, I could and would testify to the matters set forth in this declaration of  
8 my own personal knowledge.

9 2. Attached hereto as Exhibit A is a true and correct copy of the Special Master’s  
10 January 31, 2024 Report & Recommendation on Discovery Search Terms, ECF No. 6351 (the  
11 “Search Terms R&R”).

12 3. Attached hereto as Exhibit B is a true and correct copy of a letter from Mr. John M.  
13 Taladay addressed to the Honorable Judge Walker, copying Direct and Indirect Purchaser  
14 Plaintiffs’ counsel, dated February 8, 2024, requesting an extension of time to comply with the  
15 Search Terms R&R.

16 4. Attached hereto as Exhibit C is a true and correct copy of a letter from Mr. R.  
17 Alexander Saveri and Ms. Lauren C. Capurro addressed to the Honorable Judge Walker, copying  
18 Irico Defendants’ counsel, dated February 9, 2024, opposing Irico’s request for an extension of  
19 time.

20 5. Attached hereto as Exhibit D is a true and correct copy of a letter from Mr. John M.  
21 Taladay addressed to the Honorable Judge Walker, copying Direct and Indirect Purchaser  
22 Plaintiffs’ counsel, dated February 12, 2024, in reply to Plaintiffs’ February 9 letter regarding  
23 Irico’s extension request.

24 6. Attached hereto as Exhibit E is a true and correct copy of a letter from Mr. John M.  
25 Taladay addressed to the Honorable Judge Walker, copying Direct and Indirect Purchaser  
26 Plaintiffs’ counsel, dated October 9, 2023, raising (among other issues) a dispute regarding search  
27 terms.  
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1           7.       Attached hereto as Exhibit F is a true and correct copy of a letter from Mr. R.  
2 Alexander Saveri and Ms. Lauren C. Capurro addressed to the Honorable Judge Walker, copying  
3 Irico Defendants' counsel, dated October 12, 2023, responding to Irico's letter of October 9, 2023.

4           8.       Attached hereto as Exhibit G is a true and correct copy of the Declaration of John  
5 M. Taladay Regarding Compliance with Interim Orders on Plaintiffs' Motion for Discovery  
6 Sanctions, dated October 23, 2023, without exhibits.

7           9.       I worked under the direction of John M. Taladay to coordinate efforts by BDO,  
8 Irico's eDiscovery firm, and AnJie Broad, the Chinese law firm responsible for state secret review  
9 of collected documents responsive to search terms, as well as a team of U.S. attorneys working  
10 under Baker Botts' supervision, to comply with the Special Master's prior Interim Orders on  
11 Plaintiffs' Motion for Sanctions, ECF Nos. 6264 and 6324. Following collection of custodial  
12 documents, the full process of completing state secret review, transferring documents to a United  
13 States server, conducting responsiveness review, and producing responsive documents to Plaintiffs  
14 took approximately four weeks.

15          10.      On the morning of February 1, 2024, I contacted Allen Liao, Senior Partner at BDO  
16 International, to inform him of the Special Master's Search Terms R&R, request that BDO run an  
17 updated search terms report using the terms listed in the Search Terms R&R, and to inquire  
18 regarding the time frame for BDO to bring the Relativity server holding the documents at issue  
19 back online, and the time frame for state secret review of any documents hitting on the search  
20 terms.

21          11.      Following the discussions with Mr. Liao, BDO sent personnel to Beijing to meet  
22 with Irico personnel in person at the site of the Relativity server holding the documents at issue.  
23 These BDO personnel successfully rebooted and reconstituted the Relativity server and ran the  
24 requested search term hit reports. I received regular updates from Mr. Liao throughout this  
25 process, which took approximately four days in total, and I received the updated search term hit  
26 reports on February 6, 2024.

27          12.      I was informed by Mr. Liao that most BDO personnel in China had already  
28 departed, or had made plans to soon depart, their offices for the Chinese Lunar New Year Holiday

1 as of February 2, 2024, and that it would not be possible to arrange for personnel from AnJie  
2 Broad, the Chinese law firm working in partnership with BDO, to begin state secret review of any  
3 documents hitting on search terms until February 19, 2024, after the conclusion of the Chinese  
4 Lunar New Year holiday.

5 I declare under penalty of perjury that the foregoing is true and correct. Executed this 14th  
6 day of February, 2024, in Washington, DC.

7  
8 /s/ Thomas E. Carter

9 Thomas E. Carter (*pro hac vice*)  
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